

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
FILING COMPLETION UNDER 37 CFR 52, 53, and 85

In re Application of:

DONALD J. McMICHAEL ET AL.

Serial No.: 10/085,630

Filed: FEBRUARY 28, 2002

Confirmation No.: 5367

Attention: Application Branch

Date: MAY 20, 2002

Attorney Docket No.: KCX-518C (17507C)

Art Unit: 3728

**Title: SURGICAL KIT FOR "PULL" TYPE
PERCUTANEOUS ENDOSCOPIC GASTROSTOMY PROCEDURES**

Commissioner for Patents

U.S. Patent and Trademark Office

Washington, DC 20231

Sir:

The following completes the filing of the above-identified patent application under Rule 52, 53, and/or 85:

- [X] Rule 53 signed Declaration enclosed.
 [] This is a Rule 47 filing per attached Petition.
 [] Enclosed: Original signed Declaration with attached specification (including claims) which is a copy of specification/claims originally filed to secure above filing date.
 [] Specification originally filed in non-English language; hence verified translation attached of:
 [] Abstract [] pages of Specification (only spec. & claims) [] Drawing Figs.
 [X] 7 sheet(s) of formal drawings enclosed: size: [X] A4 [] 14" [] 8½ by 11
 [X] Attached is an assignment to KIMBERLY-CLARK WORLDWIDE, INC.
 [] Priority is hereby claimed under rule 55 and 35 U.S.C. 119 based on prior foreign application(s) no(s).
 _____, filed in _____ on _____, respectively.
 Certified copy (copies) [] attached; [] already filed on _____ in U.S. Application, Serial No.
 _____, filed _____
 [] "Small Entity" status under Rules 9 & 27 claimed. [] Attached: _____ Verified Statement(s) establishing "small entity."
 [X] Attached is the request return copy of the PTO Notice under Rule 52, 53, and/or 85.
 [] Attached: _____
 [] Preliminary Amendment: _____

THE FOLLOWING FILING FEE IS BASED ON CLAIMS AS FILED LESS ANY ABOVE CANCELLED

PER MPEP § 506 AND § 607

If not earlier paid, add Basic Filing Fee	\$ 740.00
Total Effective Claims 21 - 20 = 1 x \$18.00 =	\$ 18.00
Independent Claims 2 - 3 = _____ x \$84.00 =	\$ _____
If any proper multiple dependent claim (ignore improper) is present, add \$280.00	\$ _____
Filing Fee	\$ 758.00

Since PTO Notice under Rule 52, 53, and/or 85 set an original due date of _____, petition is hereby made for an extension to cover the date this response is filed for which the requisite fee is enclosed (1 month \$110; 2 months \$400; 3 months \$920; 4 months \$1440). _____ \$ _____

If this is the first time either signed Declaration filed or filing fee paid, add Surcharge (\$130)	\$ 130.00
Subtotal	\$ 888.00
If "small entity" status box above is X'd, enter half (1/2) of subtotal & subtract _____	\$ _____
Total	\$ 888.00
If "non-English" box above is X'd, add Rule 17(i) or (k) processing fee \$130.00	\$ _____
If "assignment" box is X'd, add recording fee (\$40.00)	\$ 40.00
If "Rule 47" box above is X'd, add Petition fee \$130.00 Rule 17(h)	\$ _____
TOTAL FEE ENCLOSED	\$ 928.00

The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any fees in addition to the fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (deficiency only) now or hereafter relative to this application and the resulting official document under Rule 20, or credit any overpayment, to our Account No. shown in the heading hereof for which purpose a duplicate copy of this sheet is attached. This statement does not authorize charge of the issue fee in this case.

ADDRESS:

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DORITY & MANNING

ATTORNEYS AT LAW, P.A.

By Atty: STEPHEN E. BONDURA

Reg. No. 35,070

Signature: H. E. Bondura

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, U.S. Patent and Trademark Office, Washington, DC 20231, on MAY 20, 2002

JACQUELINE M. LEONARD

(Typed or printed name of person mailing paper or fee)

(Signature of person mailing paper or fee)

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COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/085,630	02/28/2002	Donald McMichael	KCX-518C (17507C)

CONFIRMATION NO. 5367

FORMALITIES LETTER



OC00000007693599

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Date Mailed: 03/21/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

05/31/2002 BARRAHA1 00000101 10085630

01 FC:101	740.00 OP
02 FC:105	130.00 OP
03 FC:103	18.00 OP

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$18.
 - \$18 for 1 total claims over 20.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 888.

*A copy of this notice **MUST** be returned with the reply.*

Haimanot Tegbamu

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE